

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 07-03-20**

Date Published: March 15, 2007
For Work Week Commencing: March 19, 2007
Commission Meeting: March 20, 2007, 9:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.mt.gov>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Live audio feed Unless otherwise noted on this agenda, all Commission meetings held during regular business hours that are noticed on this agenda will be webcast live via the audio feed link on the PSC website (<http://psc.mt.gov/eDocs/#Calendars>). The audio feeds of meetings are also archived at the same website location.

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Kate Whitney at (406) 444-3056. She may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

9:00 a.m. Weekly Scheduling (Commission Conference Room – No Web Audio Feed)

9:30 a.m. Business (Bollinger Room)

Public Comments

Action Items All items identified below are for action at the Commission business meeting.

1. NORTHWESTERN ENERGY D97.11.219 (Eric)

On March 7, 2007, NWE filed its semi-annual true-up Advice Letter pursuant to Order No. 6035a. This filing is made by NWE in its role as service of the Natural Gas Transition Bonds. If the previous six-month period variance between the scheduled debt service and the actual amounts available to satisfy the scheduled debt service for such period exceeds 2 percent NWE is required to apply for adjustment to the Fixed Transition Amount (FTA)

charges. The variance for the period was an over collection of 8.64 percent or 391,524. A decrease in FTA-GP, FTA-RA (Core), FTA-RA Utility, FTA-RA (Non-Core) rates is necessary based on future payment obligations and projected market load. The new FTA rates should ensure enough funds are collected to make the next principal and interest payment. Staff recommends that the changes in the FTA charges be approved effective April 1, 2007.

Work Sessions All items identified below are for Commission discussion or action on the day designated.

1. D2007.2.20 – Qwest Corporation & Greenfly Networks, Inc. – Interconnection Agreement – Discuss and act on the agreement. (3/20/07)
2. D2007.2.21 – 3 Rivers Telephone Cooperative, Inc. – Chinook Wireless/ Motion for Admission Pro Hac Vice-Rebecca DeCook – To consider and rule on Chinook's Motion. (3/20/07)
3. D2004.1.6 – Triangle Communications System, Inc (TCS) – TCS' petition to be designated an eligible telecommunications carrier (ETC) – Discuss any and all matters related to the TCS petition to be designated an ETC. To get direction on drafting a final order. (3/20/07)
4. FCC Public Notice in CC 01-92 – Discuss the filing of PSC reply comments that are due April 3, 2007. The FCC's Public Notice seeks comments on amendments to the Missoula Plan incorporating a proposal addressing issues faced by early adopter states. The amendments regard the Federal Benchmark Mechanism. (3/20/07)
5. D2007.1.16 – NWE – Service agreement with Yellowstone Club – Discuss service agreement. (3/20/07)
6. D2006.2.15 – CBG – Compliance with PSC Order No. 6720c – Discussion, direction, action on CBG compliance with PSC order, particularly converting from hand-written bills, other matters as necessary. (3/20/07)
7. Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns; consider staff analysis and recommendations; provide direction on PSC response to bills. (3/20/07)
8. **3/22/07, at 8:30 a.m.** – Legislative – Discuss bills relevant to PSC mission, statutory authority, administrative process and general agency concerns;

consider staff analysis and recommendations; provide direction on PSC response to bills. (Commission Conference Room) (3/22/07)

Other Meetings

Weekly Scheduling – Will be held at 9:00 a.m. on the day of the Commission Meeting

Tuesday, 3/20/07, 1:00 p.m. – BPA Informational meeting on Wind Integration (Bollinger Room)

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.mt.gov/Consumers/comments>. Comments should reference the docket number of the matter.

1. Qwest Corporation N2007.3.25 (Gary)

On March 9, 2007 Qwest Corporation (Qwest) filed for Commission approval a Multi-State Agreement (MSA) between Qwest and Safeway Inc. (Safeway). Qwest is filing the MSA with the Commission for approval pursuant to Section 2.18 (Large Business Customers With a Multi-State Presence) of its Exchange and Network Service Tariff, and pursuant to the Commission's April 16, 2004 Notice of Commission Action (NCA) in Docket N2003.10.149. Also pursuant to the NCA, Qwest filed proprietary cost information. The MSA is the result of Qwest's response to an RFP issued by Safeway. The services purchased by Safeway are available from other competitive carriers in addition to Qwest.

Protective Orders – Notice Items The Commission has received the following requests for protective order pursuant to ARM 38.2.5007. The Commission will rule on the requests no earlier than 10 days after the publication date of this agenda. Comments on the requests may be submitted at any time prior to ruling. Any person wanting a copy of a protective order request should contact the Commission at (406) 444-6199.

1. 3 Rivers Telephone Cooperative, Inc. D2007.2.21 Jim

On March 13, 2007, 3 Rivers filed a motion supporting Chinook's protective order request as it relates to the cost study to be submitted by 3 Rivers. Specifically, the information for which protection is sought are the inputs to the 3 Rivers cost study, which determines a telecommunications carriers' forward looking cost of providing the transport and termination of telecommunications traffic. 3 Rivers asserts that the inputs, the 3 Rivers-specific facts in the model, constitute a trade secret.

2. 3 Rivers Telephone Cooperative, Inc. D2007.2.21 Jim

On March 8, 2007 MTPCS, LLC d/b/a Chinook Wireless (Chinook) filed a motion for entry of a protective order. Specifically, Chinook identified information or data for which protection is sought to include a 3 Rivers cost study contemplated to be submitted, the interconnection price 3 Rivers charged its wireless affiliate prior to the sale of the affiliate to Chinook and financial or carrier-specific customer data that would be developed specifically for this proceeding.

Protective Orders – Information Items The Commission has issued the following protective orders. These orders may be challenged pursuant to ARM 38.2.5008. Copies of these orders may be obtained by calling the Commission at (406) 444-6199.

Information Items All items identified below are for information only.

New Filings Received in Past Week

N2007.3.25 – Qwest Corporation and Safeway Inc. – Master Services Agreement